

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 AID-05 IO-10 CIAE-00 DODE-00 PM-03 H-02

INR-07 L-02 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15

USIA-06 NIC-01 /073 W

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R 311550Z MAR 75

FM AMEMBASSY ATHENS

TO SECSTATE WASHDC 8103

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E.O. 11652: N/A

TAGS: PINS GR

SUBJ: GOVERNMENT OFFICIALS OF JUNTA PERIOD TO BE
INVESTIGATED ON CHARGES OF HIGH TREASON
COMPLICITY

REF A. ATHENS 234 B. ATHENS 7949, NOVEMBER 4, 1974

1. ATHENS COURT OF APPEALS MET IN FULL SESSION MARCH 28
AND DECIDED TO INITIATE CRIMINAL PROCEEDINGS AGAINST
ONE HUNDRED FOUR PERSONS (ALMOST ALL CIVILIAN) WHO HELD
OFFICE AS PRIME MINISTER, MINISTER, OR UNDER SECRETARY
OF STATE DURING ANY PORTION OF THE 7 1/2 YEARS OF MILITARY
DICTATORSHIP. THE CHARGES UNDER WHICH INVESTIGATION
WILL TAKE PLACE ARE COMPLICITY TO HIGH TREASON, ABUSE
OF POWER AND OTHER RELATED OFFENSES. JUDGES REPORTEDLY
REACHED DECISION AFTER THREE FULL DAYS OF DELIBERATION.
AS RESULT THIS DECISION, SUCH PERSONALITIES AS FORMER
PRIME MINISTERS MARKEZINIS, KOLLIAS, AND ANDROUTOSPOULOS
AND EX-ARCHBISHOP IERONYMOS WILL BE INVESTIGATED. ONLY
AFTER INVESTIGATION IS COMPLETED, WILL FORMAL CHARGES
BE LEVIED AND TRIAL DATES SET. IN ADDITION TO CHARGES
BROUGHT AGAINST ALL 104 PERSONS UNDER THE GENERAL ACTION,
ADDITIONAL ACTIONS MAY BE BROUGHT AGAINST A NUMBER OF
THEM FOR SPECIFIC ACTS OF MISFEASANCE COMMITTED DURING
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THEIR TENURES OF OFFICE. (NOTE: SOME HELD MORE THAN

ONE OFFICE.)

2. DECISION OF APPEALS COURT GREW OUT OF SUIT BROUGHT BY ATHENS LAWYER LYKOUREZOS IN LATER JANUARY 1975 AFTER PARLIAMENT HAD APPROVED CONSTITUENT ACT (REFTEL A) WHICH HAD CHARACTERIZED APRIL 21, 1967 MILITARY TAKEOVER AS "COUP" AND NO "A REVOLUTION". EX-PRESIDENT PAPADOPOULOS AND SOME OF HIS ASSOCIATES HAD PREVIOUSLY INDICATED THEY WOULD DEFEND THEIR ACTIVITIES ON GROUND THAT A REVOLUTION ESTABLISHED ITS OWN LAWS.

3. THE INVESTIGATION WHICH WILL ENSUE FROM THIS APPEALS COURT DECISION IS SEPARATE FROM THE LEGAL PROCEEDINGS WHICH WERE INITIATED LATE LAST YEAR (ALSO BY LYKOUREZOS) (REFTEL B) AND WHICH INVOLVED ONLY THOSE PERSONS DIRECTLY CONCERNED WITH THE PLANNING AND EXECUTION OF THE APRIL 21, 1967 COUP. IN CONTRA-DISTINCTION, THIS NEW INVESTIGATION WILL INVESTIGATE ACTIONS OF OFFICIALS WHO TOOK PART IN THE GOVERNMENTS WHICH FOLLOWED FROM THAT COUP, RATIONALE BEING THAT THE COUP WAS A CONTINUING ACT AND DID NOT TERMINATE ON THE DAY IT WAS PERPETRATED.

4. IN ITS BROAD SENSE, THIS APPEALS COURT DECISION CAN BE CONSTRUED AS A FURTHER REFLECTION OF THE GOVERNMENT'S COMMITMENT TO DEJUNTIZATION POLICIES.
KUBISCH

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: JUNTA, GOVERNMENT PERSONNEL, TREASON TRIALS, INVESTIGATIONS, COURT DECISIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 31 MAR 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: SmithRJ
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975ATHENS02493
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750111-0381
From: ATHENS
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t1975033/aaaaaccr.tel
Line Count: 88
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EUR
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 75 ATHENS 234, 75 ATHENS 7949, 75 NOVEMBER 4, 75 1974
Review Action: RELEASED, APPROVED
Review Authority: SmithRJ
Review Comment: n/a
Review Content Flags:
Review Date: 03 JUN 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <03 JUN 2003 by ElyME>; APPROVED <10 OCT 2003 by SmithRJ>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: GOVERNMENT OFFICIALS OF JUNTA PERIOD TO BE INVESTIAGED ON CHARGES OF HIGH TREASON
TAGS: PINS, GR
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006